

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

JAMES NYGAARD,

Plaintiff,

v.

JOHN P. CHEATHAM,

Defendant.

)
)
)
)
)
)
)
)
)
)
)

8:05CV403

ORDER

Upon counsel's representation that there is no objection,

IT IS ORDERED that plaintiffs' Motion to Amend Complaint (#8) is granted.
Plaintiff shall file and serve the amended pleading no later than November 15, 2005.

DATED November 3, 2005.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**